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Group Art Unit: Unassigned

Examiner: Unassigned



UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Zaleski et al.

Application No. 09/913,924

Filed: August 20, 2001

For: COMPOUNDS, COMPOSITIONS, AND

METHODS FOR PHOTODYNAMIC

THERAPY

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents Washington, D.C. 20231

Pursuant to 37 CFR 1.97 and 1.98, the references listed on the enclosed Form PTO-1449 and/or Substitute Form PTO-1449 ("Form 1449") are submitted for consideration by the Examiner in the examination of the above-identified patent application.

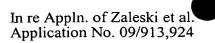
The full consideration of the references in their entirety by the Examiner is respectfully requested and encouraged. Also, it is respectfully requested that the references be entered into the record of the present application and that the Examiner place his or her initials in the appropriate area on the enclosed Form 1449, thereby indicating the Examiner's consideration of each of the references.

The submission of the references listed on the Form 1449 is for the purpose of providing a complete record and is not a concession that the references listed thereon are prior art to the invention claimed in the patent application. The right is expressly reserved to establish an invention date earlier than the above-identified filing date in order to remove any reference submitted herewith as prior art should it be deemed appropriate to do so.

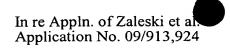
Further, the submission of the references is not to be taken as a concession that any reference represents art that is relevant or analogous to the claimed invention. Accordingly, the right to argue that any reference is not properly within the scope of prior art relevant to an examination of the claims in the above-identified application is also expressly reserved.

The Information Disclosure Statement is being filed:

within any one of the following time periods: (a) within three months of the filing date of a national application other than a continued prosecution application under 37 CFR 1.53(d); (b) within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 of an international application; (c) before the mailing date of a first Office Action on the merits; or (d) before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.



	37 CF	(a), (b), (c) or (d) above, but before the mailing date of a final action under R 1.113, a Notice of Allowance under 37 CFR 1.311, or an action that vise closes prosecution in the application, and includes <i>one</i> of:
		the Statement under 37 CFR 1.97(e) (see "Statement under 37 CFR 1.97(e)" below).
	\bigcap	the fee of \$180 set forth in 37 CFR 1.17(p) (see "Fees" below).
	under and o 37 CF	the mailing date of a final action under 37 CFR 1.113 or a Notice of Allowance 37 CFR 1.311, or an action that otherwise closes prosecution in the application, or before payment of the issue fee, and includes the Statement under R 1.97(e) (see "Statement under 37 CFR 1.97(e)" below), and the fee of \$180 as th in 37 CFR 1.17(p) (see "Fees" below).
	payme contai 37 CF \$180 a NOTE: May 29	the mailing date of a Notice of Allowance under 37 CFR 1.311, and on or before ent of the issue fee, and within thirty days of receiving each item of information ned in the Information Disclosure Statement, and includes the Statement under R 1.704(d) (see "Statement under 37 CFR 1.704(d)" below), and the fee of as set forth in 37 CFR 1.17(p) (see "Fees" below). This is for original applications except applications for a design patent, filed on or after 0, 2000, wherein a paper containing only an Information Disclosure Statement in compliance CFR 1.97 and 1.98 is being filed.
Copie	s of the	References
\boxtimes	Attach	s of the references listed on the enclosed Form 1449 are enclosed herewith. ned to each reference not in the English language is a concise explanation of the nce pursuant to 37 CFR 1.98(a)(3).
	A cop	y of the foreign search report is enclosed herewith.
	parent furnish submi The laccord Proced relied	eferences listed on the enclosed Form 1449 were previously identified in the application(s) of the present application, and copies of the references were hed at that time. Accordingly, additional copies of the references are not tted herewith, so as not to burden the file with duplicate copies of references. Examiner is respectfully requested to carefully review the references in lance with the requirements set out in the Manual of Patent Examining dure. In accordance with 37 CFR 1.98(d), the details of the parent application(s) upon for an earlier filing date under 35 USC 120 in which copies of the nees were previously furnished are set out below:



	U.S. APPLI	CATIONS	Status (check one)				
U	S. APPLICATIONS	U.S. FILING DATE	PATENTED	PENDING	ABANDONED		
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Fees							
	No fee is owed by the IDS Fee of \$13	he applicant(s). 30 under 37 CFR 1.17(p) is enclosed he	erewith.			

Authorization to Charge Additional Fees

Attached is a check in the amount of \$

Charge Deposit Account No. 12-1216 in the amount of \$

this communication is enclosed for that purpose.)

Method of Payment of Fees

If any additional fees are owed in connection with this communication, please charge Deposit Account No. 12-1216. (A duplicate copy of this communication is enclosed for that purpose.)

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In re Appln. of Zaleski et al. Application No. 09/913,924

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Salim. A. Hasan, Reg. No. 38,175 LEYDIG, VOIT & MAYER, LTD.

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180 North Stetson

Chicago, Illinois 60601-6780 (312) 616-5600 (telephone) (312) 616-5700 (facsimile)

Date: November 26, 2001

CERTIFICATE OF MAILING

I hereby certify that this INFORMATION DISCLOSURE STATEMENT (along with any documents referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231.

Date: November 26, 2001 (1, Mikitionsh

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Substitute for form 1449A/B/PTO	Application Number	09/913,924
INFORMATION DISCLOSURE	Filing Date	August 20, 2001
INFORMATION DISCLOSURE	First Named Inventor	Jeffrey M. ZALESKI
STATEMENT BY APPLICANT	Group Art Unit	Unassigned
(Use as many sheets as necessary)	Examiner Name	Unassigned

Attorney Docket Number

212691

	U.S. PATENT DOCUMENTS							
		U.S. Patent Do	cument					
Examiner Initials	Doc. No.	Application or Patent Number	Kind Code	Name of Patentee or Applicant	Date of Publication	Filing Date If Appropriate		
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		Foreign Patent Document					Translation	
Examiner Initials	Doc. No.	Office	Application or Patent Number	Kind Code	Name of Patentee or Applicant	Date of Publication	Yes	No*+
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		Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item	Trans	lation
Examiner Initials	Doc. No.	(book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number (s), publisher, city and/or country where published.	Yes	No*+
	AG	ALI et al., "Metal Complexes as Photo- and Radiosensitizers," Chem. Rev., 99, 2379-2450 (1999)		
	АН	BASAK et al., "The Synthesis and Reactivity of Novel Azetidinyl Enediynes," Chem. Commun., 749-750 (1996)		V
	AI	BERGMAN, "Reactive 1,4-Dehydroaromatics," Accounts of Chemical Research, 6, 25-31 (1973)		
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	AK	BONNETT, "Photosensitizers of the Porphyrin and Phtalocyanine Series for Photodynamic Therapy," Chem. Soc. Reviews, 24, 19-33 (1995)		
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	AM	BRANCA et al., "Formation and Structure of the Tris(catecholato)vanadate(IV) Complex in Aqueous Solution," <i>Inorg. Chem.</i> , 29, 1586-1589 (1990)		
	AN	CHAPMAN et al., "9,10-Dehydroanthracene. A Derivative of 1,4-Dehydrobenzene," J. Am. Chem. Soc., 98 (18), 5703-5705 (1976)		×
	AO	CHRISTNER et al., "Unmasking the Chemistry of DNA Cleavage by the Esperamicins: Modulation of 4'-Hydrogen Abstraction and Bistranded Damage by the Fucose-Anthranilate Moiety," J. Am. Chem. Soc., 114, 8763-8767 (1992)		
	AP	CHURCHER et al., "Synthesis of the Enediyne Aglycon (+)-Calicheamicinone," J. Am. Chem. Soc., 120, 3518-3519 (1998)		

Examiner Signature	Date Considered	

^{*} A concise statement of relevance is being submitted in lieu of a translation. 37 CFR 1.98(a)(3).

⁺ An English-language equivalent/patent, or an English-language abstract, or an English-language version of the search report or action by a foreign patent office in a counterpart foreign application indicating the degree of relevance found by the foreign office is being submitted in lieu of a concise explanation of relevance under 37 CFR 1.98(a)(3).

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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	Complete if Known
Application Number	09/913,924
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Group Art Unit	Unassigned
Examiner Name	Unassigned
Attorney Docket Number	212691

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			-	FOREIGN	N PATENT DOCUMENTS			
		Foreign Patent Document					Translation	
Examiner Initials	Doc. No.	Office	Application or Patent Number	Kind Code	Name of Patentee or Applicant	Date of Publication	Yes	No*+
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		OTHER - NON PATENT LITERATURE DOCUMENTS		
Examiner Initials	Doc. No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number (s), publisher, city and/or country where published.	Trans Yes	No*+
	AQ	CUMMINGS et al., "Luminescent Platinum (II) Complexes of Quinoxaline-2,3-dithiolate," <i>Inorg. Chem.</i> , 34, 2007-2014 (1995)		
-	AR	CUMMINGS et al., "Tuning the Excited-State Properties of Platinum (II) Diimine Dithiolate Complexes," <i>J. Am. Chem. Soc.</i> , <i>118</i> , 1949-1960 (1996)		
	AS	DAI et al., "Synthesis and DNA Clavage Study of a 10-Membered Ring Enediyne Formed via Allylic Rearrangement," <i>J. Org. Chem.</i> , 64, 682-683 (1999)		
	AT	EVENZAHAV et al., "Photochemical Rearragement of Endiynes: Is a "Photo-Bergman" Cyclization a Possibility?" <i>J. Am. Chem. Soc.</i> , 120, 1835-1841 (1998)		
	AU	FUNK et al., "Photochemical Cycloaromatization Reactions of <i>ortho</i> -Dialkynylarenes: A New Class of DNA Photocleaving Agents," <i>J. Am. Chem. Soc.</i> , 118, 3291-3292 (1996)		
	AV	GOLIK et al., "Esperamicins, a Novel Class of Potent Antitumor Antibiotics. 2. Structure of Esperamicin X," J. Am. Chem. Soc., 109, 3461-3462 (1987)		
	AW	GOLIK et al., "Esperamicns, a Novel Class of Potent Antitumor Antibiotics. 3. Structures of Esperamicins A1, A2, and A1b," <i>J. Am. Chem. Soc.</i> , 109, 3462-3464 (1987)		
	AX	HANGELAND et al., "Specific Abstraction of the 5'(S)- and 4'-Deoxyribosyl Hydrogen Atoms from DNA by Calicheamicin γ_1 ," J. Am. Chem Soc., 114, 9200-9202 (1992)		
a	AY	HOLMES et al., "Models for the Binding Site in Bromoperoxidase: Mononuclear Vanadium (V) Phenolate Complexes of the Hydridotris(3,5-dimethylpyrazolyl)borate Ligand," <i>Inorg. Chem.</i> , 30, 1231-1235 (1991)		
	AZ	KANEKO et al., "Photochemical Cycloaromatization of Non-Benzenoid Enediynes," Angew. Chem. Int. Ed., 38 (9), 1267-1268 (1999)		
	ВА	KIM et al., "Rapid Bergman Cyclization of 1,2-Diethynylheteroarenes," J. Org. Chem., 63, 8229-8234 (1998)		
	ВВ	KONIG et al., "Activation of Macrocyclic Biaryl-Enediynes by Metal Ion Coordination," Angew. Chem. Int. Ed. Engl., 34 (22), 2538-2540 (1995)		

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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	Complete if Known	
Application Number	09/913,924	
Filing Date	August 20, 2001	
First Named Inventor	Jeffrey M. ZALESKI	
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	ī	OTHER - NON PATENT LITERATURE DOCUMENTS	Trans	slation
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	ВС	KONIG et al., "Synthesis, Structure, and Reactivity of Enediyne Macrocycles," <i>J. Org. Chem.</i> , 61, 4258-4261 (1996)		
-	BD	KUSAKABE et al., "Conformation-Selective DNA Strand Breaks by Dynemicin: A Molecular Wedge into Flexible Regions of DNA," <i>Biochemistry</i> , 32, 11669-11675 (1993)		
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	BF	LEET et al., "Chemistry and Structure Elucidation of the Kedarcidin Chromophore," <i>J. Am. Chem. Soc.</i> , 115, 8432-8443 (1993)		
	BG	LI et al., "Vanadium Complexes of the Tridentate Schiff Base Ligand N-Salicylidene-N'- (2-hydroxyethyl)ethylenediamine: Acid-Base and Redox Conversion between Vanadium (IV) and Vanadium (V) Imino Phenolates," <i>Inogr. Chem.</i> , 27, 4657-4664 (1988)		
	вн	LOCKHART et al., "Evidence for the Reactive Spin State of 1,4-Dehydrobenzenes," J. Am. Chem. Soc., 103, 4091-4096 (1981)		
	BI	MAGNUS et al., "Synthetic and Mechanistic Studies on Esperamicin A_1 and Calicheamicin y_1 . Molecular Strain Rather Than π -Bond Proximity Determines the Cycloaromatization Rates of Bicyclo[7.3.1] Enediynes," <i>J. Am. Chem. Soc.</i> , 112, 4986-4987 (1990)		
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	ВК	MARTHUR et al., "Cytosine Methylation Enhances DNA Damage Produced by Groove Binding and Intercalating Enediynes: Studies with Esperamicins A1 and C," Biochemistry, 36, 14868-14873 (1997)		
	BL	MINAMI et al., "Structure of an Aromatization Product of C-1027 Chromophore," Tetrahedron Letters, 34 (16), 2633-2636 (1993)		

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U.S. PATENT DOCUMENTS								
	U.S. Patent Document							
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				FOREIGN	PATENT DOCUMENTS			
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Examiner Initials	Doc. No.	(book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number (s), publisher, city and/or country where published.	Yes	No*+
	ВМ	MYERS et al., "Design and Synthesis of a System of Enediyne Formation by Anthraquinone Reductive Activation," <i>J. Am. Chem. Soc.</i> , 114, 5859-5860 (1992)		
_	BN	MYERS et al., "Total Synthesis of (+)-Neocazinostatin Chromophore," J. Am. Chem. Soc., 120, 5319-5320 (1998)		
	во	KAPPEN et al., "Replication Block by an Enediyne Drug-DNA Deoxyribose Adduct," Biochemistry, 38, 235-242 (1999)		
•	ВР	NICOLAOU et al., "Cyclic conjugated Enediynes Related to Calicheamicins and Esperamicins: Calculations, Synthesis, and Properties," <i>J. Am. Chem. Soc.</i> , 110, 4866-4868 (1988)		
	BQ	NICOLAOU et al., "Synthesis and Chemistry of Dynemicin A Models," <i>J. Am. Chem.</i> Soc., 113, 3106-3114 (1991)		
	BR	NICOLAOU et al., "Enediyne Compounds equipped with Acid-, Base- and Photo- Sensitive Triggering Devices. Chemical Simulation of the Dynemicin A Reaction Cascade," <i>Angew. Chem. Int. Ed. Engl.</i> , 30 (8), 1032-1036 (1991)		
	BS	NICOLAOU et al., "Design, Synthesis, and Study of Simple Monocyclic Conjugated Enediynes. The 10-Membered Ring Enediyne Moiety of the Enediyne Anticancer Antibiotics," <i>J. Am. Chem. Soc.</i> , <i>114</i> , 7360-7371 (1992)	_	
	вт	NICOLAU et al., "Redox-Controlled Bergman Cycloaromatizations. Designed Enediynes with DNA-Cleaving Properties and Antitumor Activity," J. Am. Chem. Soc., 114, 9279-9282 (1992)		
	BU	NICOLAOU et al., "Chemistry and Biology of Natural and Designed Enediynes," <i>Proc. Natl. Acad. Sci. USA</i> , 90, 5881-5888 (1993)		
000	ВV	O'BRIEN et al., "Action Spectra of the Antileukemic and Antiviral Activities of Merocyanine 540," <i>Photochemistry and Photobiology</i> , 54 (5), 851-854 (1991)		

Examiner Signature	Date Considered
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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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Sheet 5 of

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38	Complete if Known	
Application Number	09/913,924	
Filing Date	August 20, 2001	
First Named Inventor	Jeffrey M. ZALESKI	
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U.S. PATENT DOCUMENTS							
		U.S. Patent Do	cument	•			
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	_	OTHER - NON PATENT LITERATURE DOCUMENTS		
Examiner	Doc.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item	Trans	lation
Initials	No.	(book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number (s), publisher, city and/or country where published.	Yes	No*+
	ВW	OSEROFF et al., "Strategies for Selective Cancer Photochemotherapy; Antibody- Targeted and Selective Carcinoma Cell Photolysis," <i>Photochemistry and Photobiology</i> , 46 (1), 83-96 (1987)		
•	ВХ	PANDEY et al., "Porphyrin Dimers as Photosensitizers in Photodynamic Therapy," <i>J. Med. Chem.</i> , 33, 2032-2038 (1990)		
اليم	ВΥ	PANDEY et al., "Synthesis, Photophysical Properties, in Vivo Photosensitizing Efficacy, and Human Serum Albumin Binding Properties of Some Novel Bacteriochlorins," J. Med. Chem., 40, 2770-2779 (1997)		
	BZ	RAMKUMAR et al., "Cyclization of Enediyne Radical Cations through Chemical, Photochemical, and Electrochemical Oxidation: The Role of State Symmetry," <i>J. Org. Chem.</i> , 61, 2247-2250 (1996)		
	CA	RESSLER et al., "Creating New Photosensitizers for Cancer Therapy," Chemtech, 28 (3), 39-45 (1998)		
	СВ	SCHREINER, "Cyclic Enediynes: Relationship between Ring Size, Alkyne Carbon Distance, and Cyclization Barrier," Chem. Commun., 483-484 (1998)		
	СС	SCHREINER, "Monocyclic Enediynes: Relationships between Ring Sizes, Alkyne Carbon Distances, Cyclization Barriers, and Hydrogen Abstraction Reactions. Sunglet-Triplet Separtions of Methyl-Subsittuted <i>p</i> -Benzynes," <i>J. Am. Chem. Soc.</i> , <i>120</i> , 4184-4190 (1998)		
	CD	SESSLER et al., "Texaphyrins: Synthesis and Applications," Acc. Chem. Res., 27, 43-50 (1994)		
	CE	SHAIN et al., "The Synthesis and Reactivity of a Novel 10-Membered Azaenediyne," Tetrahedron Letters, 38 (34), 6067-6070 (1997)		

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Application Number	Complete if Known	
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	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item				
Examiner Initials	Doc. No.	(book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number (s), publisher, city and/or country where published.		No*+	
	CF	SHAIR et al., "The Total Synthesis of Dynemicin A Leading to Development of a Fully Contained Bioreductively Activated Endiyne Prodrug," <i>J. Am. Chem. Soc.</i> , <i>118</i> , 9509-9525 (1996)			
•	CG	SHIRAKI et al., "Visible Light Induced DNA Cleavage by the Hybrid Antitumor Antibiotic Dynemicin A," <i>Biochemistry</i> , 29, 9795-9798 (1990)			
÷	СН	SMITH et al., "The Enediyne Antibiotics," Journal of Medicinal Chemistry, 39 (11), 2103-2117 (1996)			
	CI	SUGIURA et al., "DNA Intercalation and Cleavage of an Antitumor Antibiotic Dynemicin that Contains Anthracycline and Enediyne Cores," <i>Proc. Natl. Acad. Sci. USA</i> , 87, 3831-3835 (1990)			
	Cl	TURRO et al., "Photochemical Analogue of the Bergman Cycloaromatization Reaction," <i>Tetrahedron Letters</i> , 35 (44), 8089-8092 (1994)			
	СК	WARNER et al., "Controlled Acceleration and Inhibition of Bergman Cyclization by Metal Chlorides," Science, 269, 814-816 (1995)			
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	CN	WISNIEWSKI GRISSOM et al., "Determination of the Activation Parameters for the Bergman Cyclization of Aromatic Enediynes," <i>J. Org. Chem.</i> , 59, 5833-5835 (1994)			
	СО	XI et al., "Mechanistic Studies on the Base-Catalyzed Transformation of Neocarzinostatin Chromophore: Roles of Bulged DNA," <i>Biochemistry</i> , 38, 4342-4354 (1999)			

Examiner Signature	Date Considered	•

^{*} A concise statement of relevance is being submitted in lieu of a translation. 37 CFR 1.98(a)(3).

⁺ An English-language equivalent/patent, or an English-language abstract, or an English-language version of the search report or action by a foreign patent office in a counterpart foreign application indicating the degree of relevance found by the foreign office is being submitted in lieu of a concise explanation of relevance under 37 CFR 1.98(a)(3).

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

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	Complete if Known	_
Application Number	09/913,924	
Filing Date	August 20, 2001	
First Named Inventor	Jeffrey M. ZALESKI	
Group Art Unit	Unassigned	
Examiner Name	Unassigned	
Attorney Docket Number	212691	

U.S. PATENT DOCUMENTS						
à		U.S. Patent Document				
Examiner Initials	Doc. No.	Application or Patent Number	Kind Code	Name of Patentee or Applicant	Date of Publication	Filing Date If Appropriate
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				FOREIGN	N PATENT DOCUMENTS				
		Foreign Patent Document					Trans	Translation	
Examiner Initials	Doc. No.	Office	Application or Patent Number	Kind Code	Name of Patentee or Applicant	Date of Publication	Yes	No*1	
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		OTHER - NON PATENT LITERATURE DOCUMENTS	-	1-41
Examiner Initials	Doc. No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number (s), publisher, city and/or country where published.	Yes	lation No*+
	CP	XU et al., "Mechanism of Formation of Novel Covalent Drug DNA Interstrand Cr0ss- Links and Monoadducts by Enediyne Antitumor Antibiotics," <i>Biochemistry</i> , 36, 14975- 14984 (1997)		
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